

UNITED STATES DISTRICT COURT

for the

District of Massachusetts

United States of America

v.

KIMARNI BENNETT

Date of Previous Judgment: _____
(Use Date of Last Amended Judgment if Applicable)

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)
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)

Case No: 07CR10064-001

USM No: 26322-038

Timothy Watkins, Esq.,

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months **is reduced to** _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: _____

Amended Offense Level: _____

Criminal History Category: _____

Criminal History Category: _____

Previous Guideline Range: _____ to _____ months

Amended Guideline Range: _____ to _____ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☐ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain): _____

III. ADDITIONAL COMMENTS

Defendant was sentenced as a Career Offender under U.S.S.G. § 4B1.1 and is ineligible for reduction.

Except as provided above, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.

Order Date: 12/07/2010

/s/ Nathaniel M. Gorton

Judge's signature

Effective Date: _____
(if different from order date)

Nathaniel M. Gorton, U.S. District Judge

Printed name and title